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65793-7009

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Transmittal Letter to the U.S. Designated/Elected Office (PTO 1390)

Application with 8 pages of Specification, 6 Claims, and 1 sheet of Drawings

Certificate of Mailing (SB-92)

**Application Data Sheet** 

Declaration (SB-01) - Unsigned

Copy of Power of Attorney from International Application

Copy of Recorded Assignment from International Application

Copy of Article 19 Amendment as filed on August 23, 2005

Copy of International Search Report and Written Opinion

Copy of International Application No. PCT/US2004/036362 as filed on November 1, 2004

Information Disclosure Citation (SB-08)

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On 667

Signature Marta Hodur Typed or printed name of person signing Certificate 310-203-8080 Registration Number, if applicable Telephone Number

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### JC04 Rec'd PCT/PTO 31 OCT 2005

PTO-1390 (Rev. 07-2005)
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## TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371

ATTORNEY'S DOCKET NUMBER
65793-7009

U.S. APPLICATION NO. (I) Known; see 370 CER (=5)

| COV                       | ICERNING A SUBMISSIC  | To be assigned U/555345                         |  |  |  |  |  |  |
|---------------------------|---|---|--|--|--|--|--|--|
| PCT/US                    | TIONAL APPLICATION NO.<br>22004/036362  | INTERNATIONAL FILING DATE<br>November 1, 2004   | PRIORITY DATE CLAIMED                            |  |  |  |  |  |
|                           | TITLE OF INVENTION METHOD OF REDUCING NOSOCOMIAL INFECTIONS   |   |  |  |  |  |  |  |
| APPLICANT(S) FOR DO/EO/US |   |   |  |  |  |  |  |  |
| Applicant                 | t herewith submits to the United Sta  | ates Designated/Elected Office (DO/EC           | D/US) the following items and other information: |  |  |  |  |  |
| 1. X                      | This is a FIRST submission of items co  | onceming a submission under 35 U.S.C. 371       | 1.   |  |  |  |  |  |
| 2. 🗌 -                    | This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371.   |   |  |  |  |  |  |  |
| 3. 🗙                      | This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. |   |  |  |  |  |  |  |
| 4. ×                      | The US has been elected (Article 31).   |   |  |  |  |  |  |  |
| 5. X                      | A copy of the International Application   | n as filed (35 U.S.C. 371(c)(2))                |  |  |  |  |  |  |
|                           | a. X is attached hereto (required only if not communicated by the International Bureau).  |   |  |  |  |  |  |  |
|                           | b. X has been communicated by   | the International Bureau.                       |  |  |  |  |  |  |
|                           | c. is not required, as the applic   | cation was filed in the United States Receivi   | ing Office (RO/US).                              |  |  |  |  |  |
| 6. 🔲                      | An English language translation of the  | e International Application as filed (35 U.S.C  | 2. 371(c)(2)).                                   |  |  |  |  |  |
|                           | a. is attached hereto.  |   | •  |  |  |  |  |  |
| (                         | b. has been previously submit   | tted under 35 U.S.C. 154(d)(4).                 |  |  |  |  |  |  |
| 7. ×                      |   | ernational Application under PCT Article 19 (   | (35 U.S.C. 371(c)(3))                            |  |  |  |  |  |
|                           |   | red only if not communicated by the Internat    | tional Bureau).                                  |  |  |  |  |  |
|                           | b. An have been communicated  | by the International Bureau.                    |  |  |  |  |  |  |
|                           | c. have not been made; howe   | ever, the time limit for making such amendm     | nents has NOT expired.                           |  |  |  |  |  |
|                           | d. have not been made and w   | will not be made.                               |  |  |  |  |  |  |
| 8. 🗀                      | An English language translation of the  | ne amendments to the claims under PCT Art       | ticle 19 (35 U.S.C. 371(c)(3)).                  |  |  |  |  |  |
| 9. 🔀                      | An oath or declaration of the inventor(   | (s) (35 U.S.C. 371(c)(4)).                      |  |  |  |  |  |  |
| 10                        | An English language translation of the Article 36 (35 U.S.C. 371(c)(5)).  | e annexes of the International Preliminary E    | xamination Report under PCT                      |  |  |  |  |  |
|                           | 11 to 20 below concern document(s)  | ) or information included:                      |  |  |  |  |  |  |
| 11. X                     | An Information Disclosure Statement   | under 37 CFR 1.97 and 1.98.                     |  |  |  |  |  |  |
| 12                        | An assignment document for recording  | ng. A separate cover sheet in compliance wit    | th 37 CFR 3.28 and 3.31 is included.             |  |  |  |  |  |
| 13.                       | A preliminary amendment.  |   |  |  |  |  |  |  |
| 14. 🔀                     | An Application Data Sheet under 37 C  | SFR 1.76.                                       | •  |  |  |  |  |  |
| 15. 🗀                     | A substitute specification.   |   |  |  |  |  |  |  |
| 16.                       | A power of attorney and/or change of  | address letter.                                 |  |  |  |  |  |  |
| 17.                       | A computer-readable form of the sequ  | uence listing in accordance with PCT Rule 1     | 3ter.2 and 37 CFR 1.821- 1.825.                  |  |  |  |  |  |
| 18.                       | A second copy of the published Intern   | national Application under 35 U.S.C. 154(d)(    | 4).  |  |  |  |  |  |
| 19.                       | A second copy of the English languag  | ge translation of the international application | under 35 U.S.C. 154(d)(4).                       |  |  |  |  |  |

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mall Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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| U.S. APPLICATIO  | N NO. (if know)  | 37 CER 1.5)    | PCT/US2004/036 |           | 65793-7009             | KET NUMBER   |
|--|--|----------------|----------------|-----------|------------------------|--------------|
| 20. Other ite  | ms or informat   | lion:          |                |           |                        |              |
| The follow   | ng fees have   | been submitted |                | -         | CALCULATIONS           | PTO USE ONLY |
| 21. 🔀 Basic n  | ational fee (37  | CFR 1.492(a))  |                | \$300     | \$ 300.                |              |
| If the written opinior   | indicates all c  | s 200.         |                |           |                        |              |
| If the written opinior<br>IPEA/US ind<br>Search fee (37 CFR<br>International<br>International Search   | licates all clair<br>1.445(a)(2)) h<br>I Searching Au<br>Report prepa<br>Immunicated t | \$ 100.        |                |           |                        |              |
| TC   | TAL OF 21. 2   | 2 and 23 =     |                |           | \$ 600,00              |              |
| TOTAL OF 21, 22 and 23 =  Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)).  The fee is \$250 for each additional 50 sheets of paper or fraction thereof. |  |                |                |           |                        |              |
| Total Sheets E   | otal Sheets  |                | RATE           |           |                        |              |
| \ 0 - 100 =  | O /50 =  | 0              | •              | x \$250   | \$                     | I            |
| Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).  |  |                |                |           | \$                     |              |
| CLAIMS   | NUME   | BER FILED      | NUMBER EXTRA   | RATE      | \$                     |              |
| Total claims   |  | = 20 - ص       | 0              | x \$ 50   | \$                     |              |
| Independent claims   |  | · -3=          | 0              | x \$200   | \$                     |              |
| MULTIPLE DEPEND  | ENT CLAIM(   | \$             |                |           |                        |              |
| TOTAL OF ABOVE CALCULATIONS =  |  |                |                |           | \$                     |              |
| Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.  |  |                |                |           |                        |              |
| SUBTOTAL =   |  |                |                | \$        |                        |              |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).  |  |                |                | \$        |                        |              |
| TOTAL NATIONAL FEE =   |  |                |                | \$        |                        |              |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +   |  |                |                |           | \$                     |              |
| TOTAL FEES ENCLOSED =  |  |                |                | \$ 600.00 |                        |              |
|  |  |                |                |           | Amount to be refunded: | \$           |
|  |  |                |                |           | Amount to be charged   | \$           |

# 10/555345 JC14 Rec'd PCT/PTO 31 OCT 2005

PTO-1390 (Rev. 07-2005)

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| The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 10-0440 . A duplicate copy of this sheet is enclosed.                            |  |  |  |  |  |  |  |  |
| d. Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. |  |  |  |  |  |  |  |  |
| NOTE: Where an appropriate time limit under 37 CFR and granted to restore the International Application to   | R 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed to pending status. |  |  |  |  |  |  |  |
|  | ·  |  |  |  |  |  |  |  |
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| *  | Michelle C. Kim, Esq.  |  |  |  |  |  |  |  |
| ·  | NAME   |  |  |  |  |  |  |  |
|  | 51,881   |  |  |  |  |  |  |  |
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|                        |                           |   | <u> </u>                      | 061 2005      |
|------------------------|---------------------------|---|-------------------------------|---------------|
| CERTIFICATE OF         | Docket No.                |   |                               |               |
| Applicant(s): Barshis, | 344-P-48-PCT              |   |                               |               |
| Application No.        | Filing Date               | Examiner  | Customer No. Group Art Un     |               |
| Invention: Method of   | Reducing Nosocomial Inf   | ections   |                               |               |
|                        | the following corresponde | ence:<br>Assignment Recordation and Assignme  | nt & Fee,                     |               |
|                        |                           | Identify type of correspondence)  |                               |               |
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|                        |                           | FI 0801   | 35882 US                      |               |
|                        |                           | ("Express Mail" Mai   |                               | <del></del>   |
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#### **DRUMMOND & DUCKWORTH**

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1301 Dove Street, Suite 101 Newport Beach, CA 92660

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90-8489/3222

November 1, 2004

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344-P-48-PCT

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TRANSMITTAL LETTER TO THE US RECEIVING OFFICE; PCT REQUEST; PCT FEE CALCULATION SHEET; 2 GENERAL APPOINTMENT OF AGENT(s); PATENT APPLICATION; 1 SHEET DRAWINGS (FIGS. 1 - 3); RECORDATION FORM COVER SHEET; ASSIGNMENT; RECORDING FEE; FILING FEE \$2,434.00; CERTIFICATE OF MAILING VIA EXPRESS MAIL:

Applicant:

David Barshis

Title:

METHOD OF REDUCTING NOSOCOMIAL INFECTIONS

File No:

344-P-48-PCT

Mailed:

November 1, 2004